



## **BREDE-OLIFANTS**

CATCHMENT MANAGEMENT AGENCY

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REFERENCE: 4/10/2/K30A/ERF 116, HEROLDS BAY

DATE: 04 OCTOBER 2024

SES ENVIRONMENTAL SERVICES  
PO Box 9087  
**GEORGE**  
6530

Attention: Ms L. Beets

**RE: PRE-APPLICATION BASIC ASSESSMENT REPORT FOR THE THE PROPOSED UPGRADING OF THE HEROLD'S BAY SEWAGE PUMP STATION 1 AND ASSOCIATED RISING MAIN AND THE DEVELOPMENT OF NEW ASSOCIATED INFRASTRUCTURE, ON ERF 116, ERF 110, ERF 113, REMAINDER OF ERF 95, REMAINDER OF FARMS 236 AND 237 AND PORTIONS 10, 35 AND 37 OF FARM BRAKFORTEIN NO. 236, HEROLDS BAY, GEORGE MUNICIPALITY, WESTERN CAPE**

Reference is made to the above mentioned Pre-Application Basic Assessment Report made available to Breede-Olifants Catchment Management Agency (BOCMA) for comments.

The following are BOCMA comments relating to the Pre-Application Basic Assessment Report for the the proposed upgrading of the Herold's Bay sewage pump station and associated rising main, which should be adhered to:

1. The proposed construction of a sewage pump station is located adjacent to a non-perennial stream and the rising main crosses the non-perennial stream, a regulated area of a watercourse, thus it triggers water uses in terms of section 21(c) & (i) of the National Water Act, 1998 (Act No. 36 of 1998) and must be authorised. These sections refer to the impeding or diverting the flow of water in a watercourse and altering the bed, banks, course or characteristics of a watercourse respectively. The regulated area of a watercourse is defined as follows:
  - a) *The outer edge of the 1 in 100-year flood line and/or delineated riparian habitat, whichever is the greatest distance, measured from the middle of the watercourse of a river, spring, natural channel, lake or dam;*

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- (b) In the absence of a determined 1 in 100-year flood line or riparian area the area within 100m from the edge of a watercourse where the edge of the watercourse is the first identifiable annual bank fill flood bench (subject to compliance to section 144 of the Act); or*
  - (c) A 500 m radius from the delineated boundary (extent) of any wetland or pan.*
- 2. The applicant is advised to take all reasonable measures to prevent movement of soil/debris and spillages of raw sewage into the non-perennial stream and estuary from the existing rising main during construction.
- 3. Please note that no water shall be derived from the non-perennial drainage line and used during the construction without prior approval by means of a water use authorisation in terms of section 22 of the National Water Act, 1998 (Act No. 36 of 1998).
- 4. If there will be storage of oil, diesel, hydraulic fluids and grease onsite used for heavy machinery; it is recommended that the storage areas for these fluids be bunded with cement and in such a manner that any spillages can be contained and reclaimed without causing any pollution.
- 5. As required by section 22 of the National Water Act, 1998 (Act No. 36 of 1998), a Water Use Authorisation is required prior to commencement with any water use activity contemplated in section 21 of National Water Act. Moreover, commencement with any water use activity without an authorisation as required by section 22 of National Water Act constitutes an offence in terms of section 151(1) (a) of the National Water Act. In terms of section 151(2) of the National Water Act, any person who contravenes is guilty of an offence and liable, on first conviction to a fine or an imprisonment of a period not exceeding five years or both such a fine and imprisonment.
- 6. In light of the above, you are advised that the onus remains with the property owner to adhere to the National Water Act, prior to commencement with any water use contemplated in section 21 of National Water Act that is associated with the proposed development.
- 7. Kindly note that this office reserves the right to amend and revise its comments as well as to request any further information.
- 8. The BOCMA office can be contacted for further information related to the requirement for, or the application for a Water Use Authorisation.
- 9. Should you wish to apply for a water use authorisation for unregistered water uses triggered by the proposed activities, you may apply electronically by logging onto the Department of Water and Sanitation (DWS) website at <http://www.dws.gov.za/e-WULAAS>.
- 10. Should you have further enquiries, the office can be contacted or alternatively contact Mr. Si Ndlovu at the above-mentioned contact number or on [sndlovu@bocma.co.za](mailto:sndlovu@bocma.co.za)

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Yours faithfully,

pp *Si nd L.*

**MR. JAN VAN STADEN  
CHIEF EXECUTIVE OFFICER (ACTING)**